

## **REMARKS/ARGUMENTS**

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith. The present response is being made to facilitate prosecution of the application.

### **I. STATUS OF THE CLAIMS AND FORMAL MATTERS**

Claims 28-61 are pending in this application. Claims 28 and 45-61, which are independent, are hereby amended. Claims 1-27 have been canceled without prejudice or disclaimer of subject matter. It is submitted that these claims, as originally presented, were in full compliance with the requirements 35 U.S.C. §112. Support for this amendment is provided throughout the Specification as originally filed. No new matter has been introduced by this amendment. Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which the Applicants are entitled.

### **II. REJECTIONS UNDER 35 U.S.C. §102**

Claims 28-61 were rejected under 35 U.S.C. §102(e) as allegedly anticipated by U.S. Patent No. 6,262,777 to Brewer, et al.

Claim 28 recites, *inter alia*:

“...controlling means for controlling said re-encoding means to re-use first codec information used to generate the first base band signal and second codec information used to generate the second base band signal corresponding to the edit position detected by said detecting means to re-encode the third base band signal,

wherein the first and the second codec information includes a moving vector, a picture type, a quantizing step size, and a quantizing scale." (emphasis added)

As understood by Applicants, U.S. Patent No. 6,262,777 to Brewer, et al. (hereinafter, merely "Brewer") relates to stitching a first and second audiovisual segment together. Each audiovisual segment has a multiplicity of audio frames including a first audio frame, a second audio frame that sequentially follows the first audio frame and a last audio frame.

Applicants submit that nothing has been found in Brewer that would teach or suggest the above-identified features of claim 28. The Office Action relies on column 7, line 63 to column 8, line 8 and column 8, lines 42-58 which relate to controlling means for aligning the audio and video signals properly. Applicants submit that such disclosure does not render claim 1 unpatentable.

Applicants submit that Brewer fails to teach or suggest controlling means for controlling said re-encoding means to re-use first codec information used to generate the first base band signal and second codec information used to generate the second base band signal corresponding to the edit position detected by said detecting means to re-encode the third base band signal, wherein the first and the second codec information includes a moving vector, a picture type, a quantizing step size, and a quantizing scale, as recited in claim 28.

Therefore, claim 28 is patentable. For reasons similar to those above, claims 45-61 are also patentable.

**CONCLUSION**


In the event the Examiner disagrees with any of statements appearing above with respect to the disclosures in the cited reference, it is respectfully requested that the Examiner specifically indicate those portions of the reference providing the basis for a contrary view.

In view of the foregoing amendments and remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

Respectfully submitted,

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